

REMARKS

Claims 1 to 3 and 7 are pending in the application, of which claims 1 and 7 are independent. Favorable reconsideration and further examination are respectfully requested.

Initially, we thank the Examiner for the indication that claims 1 to 3 and 7 are allowable. We note that changes to claim 7 were made. No change in scope of claim 7 was intended and none is believed to have been effected. Accordingly, claim 7 is still believed to be allowable.

In order to obtain early allowance, and without conceding the propriety of the remaining rejections, we have cancelled all non-allowable claims 4 to 6. We reserve the right to prosecute these claims in a continuation application.

Fig. 3 was objected to for the reason noted on page 2 of the Office Action. Specifically, the left earcup 12 was mislabeled on Fig. 3 of the formal drawings that were submitted after this application was filed. The left earcup was, however, properly labeled as "12" in Fig. 3 of the originally filed informal drawings. Accordingly, we are submitting a corrected formal Fig. 3. In view of this submission, we respectfully request that the objection to the drawings be removed.

In view of the foregoing amendments and remarks, we respectfully submit that the application is in condition for allowance, and such action is respectfully requested at the Examiner's earliest convenience.

The undersigned attorney can be reached at the address shown below. All telephone calls should be directed to the undersigned at 617-521-7896.

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Serial No. : 10/526,097
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Attorney's Docket No.: 02103-591001
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Please apply any fees or credits due in this case, which are not already covered by check,
to Deposit Account 06-1050 referencing Attorney Docket No. 02103-591001.

Respectfully submitted,

Date: May 15, 2008



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